# TOWN OF DAVIE TOWN COUNCIL AGENDA REPORT

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Mark A. Kutney, AICP, Development Services Director/ (954) 797-1101

Prepared by: David M. Abramson, Planner II

**SUBJECT:** DG 5-2-05 / 05-536 / Pirtle Office Building / 5700 Griffin Road / Generally

located on the south side of Griffin Road, between Southwest 58th Avenue

and Southwest 55th Avenue

**AFFECTED DISTRICT:** District 1

#### TITLE OF AGENDA ITEM:

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING A REVISION TO THE NON-VEHICULAR ACCESS LINE OF THE "HULMES PLAT", AND PROVIDING AN EFFECTIVE DATE.

#### **REPORT IN BRIEF:**

The petitioner is requesting to amend the Non-Vehicular Access Line (NVAL) on the "Hulmes Plat." This is the proposed site for the new three-story Pirtle Office Building within the Griffin Road Corridor, East Gateway Zone. This request is needed to ensure that plat access openings are consistent with those proposed on the site plan.

Therefore, the petitioner seeks to extend the NVAL across the existing 50′ middle opening between Parcels "A" and "B." This NVAL extension is adjacent to the 50′ access easement proposed to be vacated. In addition, the petitioner requests to reduce the 100′ NVAL that extends into the property, parallel to the eastern boundary line, to only 50′ based on proposed use trip volumes.

Staff finds that the proposed amendment is consistent with the existing and proposed use of the subject site.

**PREVIOUS ACTIONS:** N/A

**CONCURRENCES:** N/A

FISCAL IMPACT: N/A

**RECOMMENDATION:** Staff finds the subject application complete and suitable for transmittal to Town Council for further consideration.

**Attachments:** Resolution, Planning Report, Justification letter, Plat, Existing Survey, Proposed Survey, Future Land Use Map, Zoning and Aerial Map

RESOLUTION
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A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE NON-VEHICULAR ACCESS LINE OF THE "HULMES PLAT," AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the boundary plat known as the Hulmes Plat was recorded in the public records of Broward County in Plat Book 169, Page 18; and

WHEREAS, the owners desire to amend the non-vehicular access line associated with said plat; and

WHEREAS, Broward County requires that the Town of Davie concur with this amendment prior to a review of the proposed revision by Broward County Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie does hereby approve of the proposed amendment to the non-vehicular access line shown on the Hulmes Plat. The proposed revision being specifically described on the planning report attached hereto as Exhibit "A."

<u>SECTION 2.</u> This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPT	ED THIS	DAY OF	<u>,</u> 2005.
ATTEST:			
			MAYOR/COUNCILMEMBER
TOWN CLERK	-		
APPROVED THIS	DAY OF		, 2005.

**Application:** DG 5-2-05/05-536 / Pirtle Office Building

Exhibit "A" Original Report Date: 11/14/05

**Revisions:** 

#### TOWN OF DAVIE

Development Services Department Planning and Zoning Division Staff Report and Recommendation

## **Applicant Information**

Owner:

Phone:

Name: James B. Pirtle
Address: 4749 Davie Road
City: Davie, Florida 33314

**Petitioner:** 

Name: James Kahn

Keith and Schnars, P.A.

**Address:** 6500 North Andrews Avenue **City:** Ft. Lauderdale, Florida 33309

(954) 797-0410

**Phone:** (954) 776-1616

# **Background Information**

**Application Request:** Delegation request approval to amend the Non-Vehicular Access

Line on the "Hulmes Plat."

**Address/Location:** 5700 Griffin Road/ Generally located on the south side of Griffin

Road, between Southwest 58th Avenue and Southwest 55th Avenue

**Future Land** 

**Use Plan Map:** Commercial

**Zoning:** Griffin Road Corridor District, East Gateway Zone

Existing/Proposed Use(s): Vacant - Playground equipment sales / Office: 32,139 sq. ft.

**Parcel Size:** 2.57 acres (111,962 sq. ft.)

Surrounding Land

Surrounding Uses:Use Plan Map Designations:North:C-11 CanalRecreation / Open Space

South: Single-Family Residential Homes Residential 5 DU / Acre

East: Retail Structure Commercial
West: Retail Structure Commercial

## **Surrounding Zoning:**

**North:** T, Transportation District

**South:** R-5, Low Density Dwelling District

**East:** Griffin Road Corridor District (East Gateway Zone ) **West:** Griffin Road Corridor District (East Gateway Zone )

# **Zoning History**

## **Related Zoning History:**

Ordinance No. 2000-007, approved by Town Council, rezoned this parcel to the Griffin Corridor District (West Gateway Use Zone 1) on February 2, 2000.

## Previous Requests on same property:

*Plat Application* (P 1-2-98), on September 2, 1998, Town Council approved the Hulmes Plat were it was later recorded by the County in Book 169 of plats at page 18 of the public records of Broward County, Florida.

## Concurrent requests on same property:

*Delegation Application* (DG 5-2-05), this application is proposing to amend the non-vehicular access line (NVAL) on the Hulmes Plat.

Delegation Application (DG 5-3-05), this application is proposing to amend the restriction note on the Hulmes Plat that limits the amount of development to a total of 6,761 sq. ft. of commercial, to 36,000 sq. ft. of office use.

Delegation Application (DG 9-4-05), this application is proposing to vacate the ingress/egress easement on the Hulmes Plat.

Site Plan Application (SP 4-7-05), this application is proposing a new three-story office building with one waiver request.

# **Applicable Codes and Ordinances**

The effective Code of Ordinances governing this project is the Town of Davie Land Development Code.

Land Development Code Section 12-32.303, (C) East Gateway (Use Zone 1). This zone extends eastward from Southwest 61<sup>st</sup> Avenue to just east of Southwest 54<sup>th</sup> Terrace. Retail, office and complementary uses are encouraged her, although lesser intensity than within the Downtown Use Zone.

The Broward County Land Development Code requires Delegation Requests for plat note amendments.

## **Comprehensive Plan Considerations**

## **Planning Area:**

The subject property falls within Planning Area 9. This Planning Area is south of Griffin Road, generally north of Stirling Road, east of SW 76 Avenue and west of the Florida Turnpike. This area is predominantly agricultural in nature with scattered low-density single-family residential development. Low profile commercial development lines the Griffin Road, Davie Road, and Stirling Road corridors.

**Broward County Land Use Plan:** The subject site falls within Flexibility Zone 102.

## Applicable Goals, Objectives & Policies:

Future Land Use Element, Objective 4: Pursuant to the adopted Davie Future Land Use Plan Map, land uses, intensities and densities shall be distributed and concentrated in such a manner so as to promote an economically sound community and discourage urban sprawl.

Future Land Use Element, Policy 7-4: Commercial land uses shall generally be located with access to primary transportation facilities including interstates, highways, and arterials. Commercial uses located on arterials not designated by the Future Land Use Plan Map as Commercial corridors should be limited to the intersection of two arterials or arterials and interstates. Consistent with Policy 7-1, vacant land with such access shall be evaluated for potential Commercial use.

Future Land Use Element, Policy 17-1: Lands designated for non-residential use shall be located in a manner, which facilitates development, but does not adversely impact existing and designated residential areas.

Future Land Use Element, Policy 17-3: Each development proposal shall be reviewed with respect to its compatibility with adjacent existing and planned uses.

# **Application Details**

The petitioner is requesting to amend the Non-Vehicular Access Line (NVAL) on the "Hulmes Plat." This is the proposed site for the new three-story Pirtle Office Building within the Griffin Road Corridor, East Gateway Zone. This request is needed to ensure that plat access openings are consistent with those proposed on the site plan.

Therefore, the petitioner seeks to extend the NVAL across the existing 50′ middle opening between Parcels "A" and "B." This NVAL extension is adjacent to the 50′ access easement proposed to be vacated. In addition, the petitioner requests to reduce the 100′ NVAL that extends into the property, parallel to the eastern boundary line, to only 50′ based on proposed use trip volumes.

## **Staff Analysis**

The Comprehensive Plan and Land Development Code permits parcels designated Griffin Road Corridor District, East Gateway Zone to be developed with office uses. Approval of this request is subject to Broward County Development Management Division. Broward County is the lead agency in assessing the impact of development through the plat and/or delegation request process.

# **Findings of Fact**

Staff finds the plat amendment consistent with the site plan and is compatible with the surrounding areas. Staff has no objection to the request.

#### **Staff Recommendation**

Staff finds the application complete and suitable for transmittal to the Town Council for further consideration.

#### **Town Council Action**

## **Exhibits**

- 1. Justification letter
- 2. Plat
- 3. Existing Survey
- 4. Proposed Survey
- 5. Future Land Use Map
- 6. Zoning and Aerial Map

Prepared by:	Reviewed by:
repared by	Reviewed by.



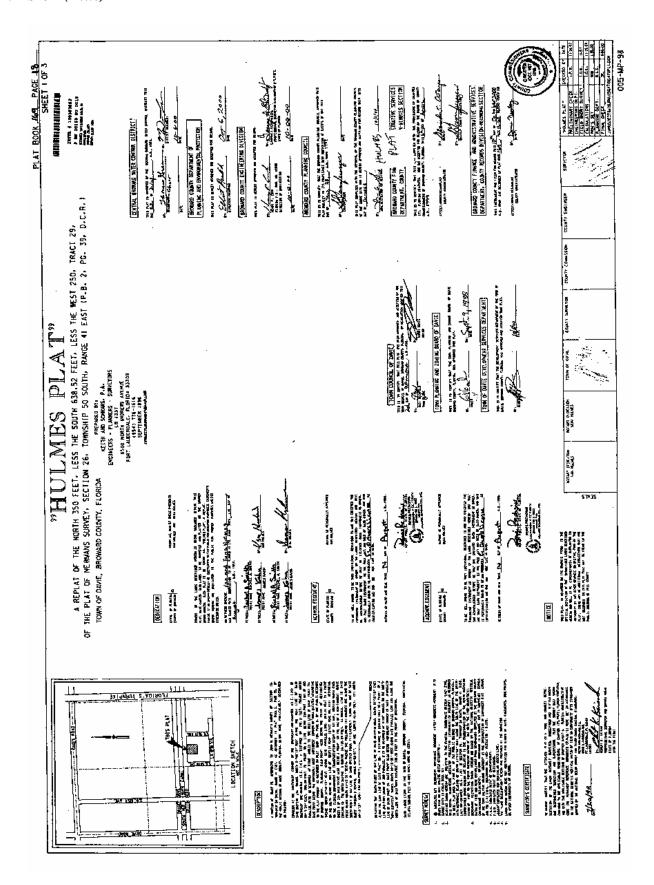
#### Non-Vehicular Access Line Amendment Justification Statement

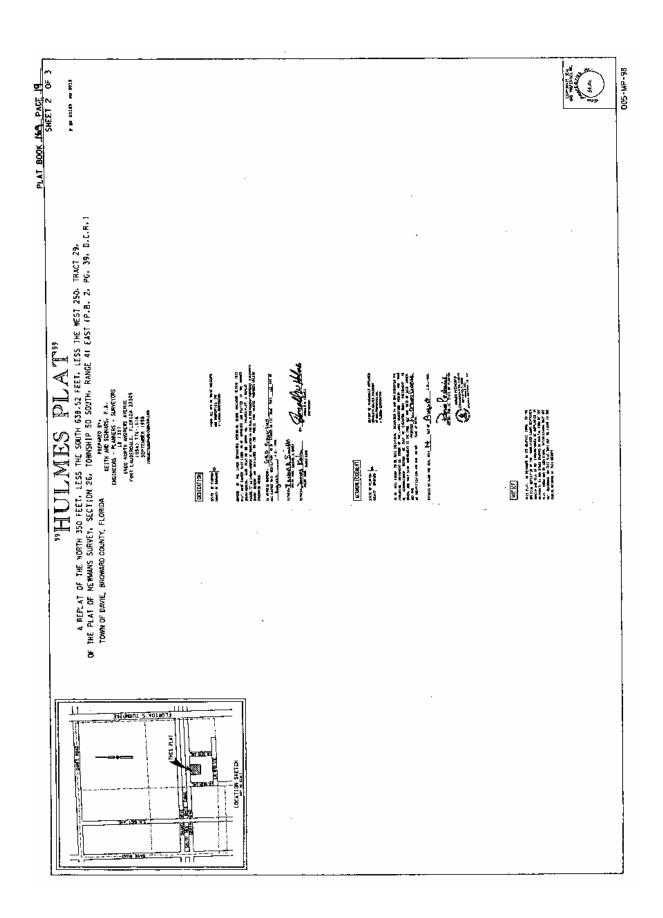
Non-Vehicular Access Line Amendment

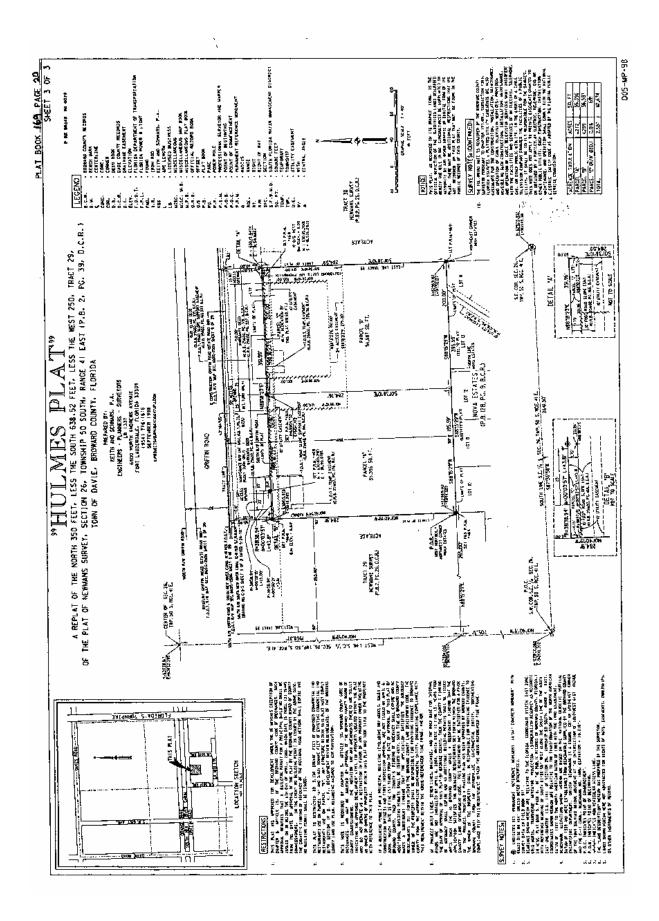
The non-vehicular access line (NVAL) is proposed to be amended in addition to the finding of adequacy for the Hulmes Plat. The current locations of the access openings on the plat were a result of expansion of Griffin Road by FDOT. In addition, Broward County required a 100 foot NVAL extending into the property due to the fact that there was not a site plan at the time of plat approval, and the worst case situation was assumed. The plat has a new owner and development plans that reduce the need for the excessive NVAL extending 100 feet into the property. The proposed NVAL amendments are as follows;

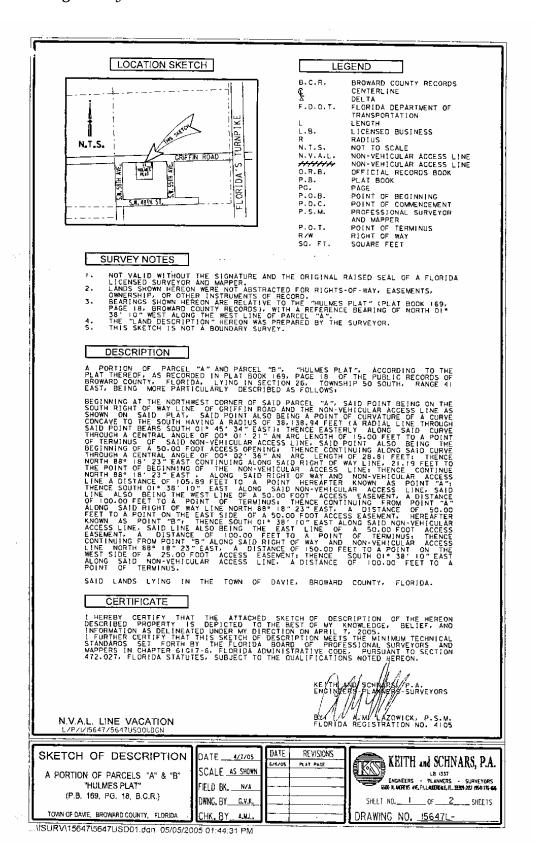
- Extend NVAL across the middle access leaving only approved 2 access points.
- Reduce the 100 feet extending into the property to 50 feet based on proposed use trip volumes.

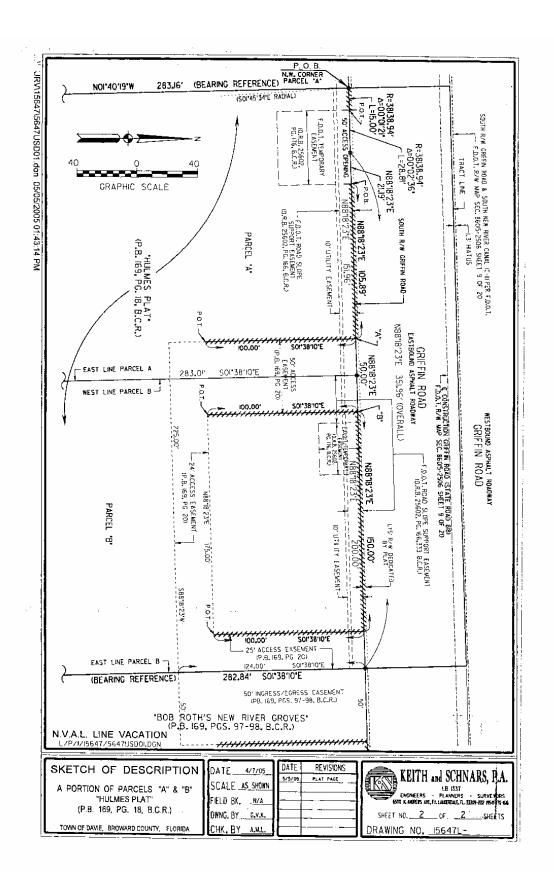
6500 North Andrews Avenue • Ft. Lauderdale, Florida 33309-2132 (954) 776-1616 • (800) 488-1255 • Fax (954) 771-7690

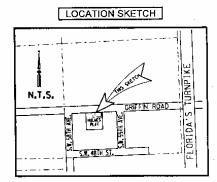












#### LEGEND

B.C.R. BROWARD COUNTY RECORDS CENTERLINE DELTA FLORIDA DEPARTMENT OF TRANSPORTATION F.D.O.T. LENGTH ī.B. LICENSED BUSINESS N. T. 5.

LICENSED BUSINESS
RADIUS
NOT TO SCALE
NON-VEHICULAR ACCESS LINE
OFFICIAL RECORDS BOOK
PLAT BOOK
PAGE
POINT OF BEGINNING
POINT OF COMMENCEMENT
PROFESSIONAL SURVEYOR
AND MAPPER
POINT OF TERMINUS
RIGHT OF WAY
SOUARE FEET N. 1. S. N. Y. A. L. ////// O. R. B. P. B. P. G. P. O. B. P.O.T. 50. FT. SQUARE FEET

#### SURVEY NOTES

- NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
  LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.
  BEARINGS SHOWN HEREON ARE RELATIVE TO THE "HULMES PLAT" (PLAT BOOK 169, PAGE 18, BROWARD COUNTY RECORDS), WITH A REFERENCE BEARING OF NORTH 01° 38' 10" WEST ALONG THE WEST LINE OF PARCEL "A".
  THE "LAND DESCRIPTION" HEREON WAS PREPARED BY THE SURVEYOR.
  THIS SKETCH IS NOT A BOUNDARY SURVEY AS SUCH.

#### DESCRIPTION ·

A PORTION OF PARCEL "A" AND PARCEL "B", "HULMES PLAT", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 169, PAGE 18 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LYING IN SECTION 26, TOWNSHIP 50 SOUTH, RANGE 41 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A", SAID POINT BEING ON THE SOUTH RIGHT OF WAY LINE OF GRIFFIN ROAD, SAID POINT ALSO BEING A POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 38, 38, 94 FEET (A RADIAL LINE THROUGH SAID POINT BEARS SOUTH OIS 45, 34 FEST). THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 00° 03' 47" AN ARC LENOTH OF 43.81 FEET TO A POINT OF TANGENCY; THENCE NORTH 88° 18' 23" EAST CONTINUING ALONG SAID RIGHT OF WAY LINE, 6.19 FEET TO THE POINT OF BEGINNING OF THE NON-YEHICULAR ACCESS LINE, SAID POINT ALSO BEING THE EAST LIMIT OF A SOUTH OIS OF THE NON-YEHICULAR ACCESS LINE A DISTANCE OF 320.89 FEET). THENCE CONTINUE NORTH 88° 18' 23" EAST, ALONG SAID SOUTH OIS 38' 10° 24ST ALONG THE WEST SIDE OF A 25 FOOT ACCESS EASEMENT, A DISTANCE OF 50.00 FEET TO A POINT OF TERMINUS.

SAID LANDS LYING IN THE TOWN OF DAVIE, BROWARD COUNTY, FLORIDA.

#### CERTIFICATE

I HEREBY CERTIFY THAT THE ATTACHED SKETCH OF DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS DEPICTED. TO THE BEST OF MY KNOWLEDGE, BELIEF, AND INFORMATION AS DELINEATED UNDER MY DIRECTION ON APRIL 7, 2005.
I FURTHER CERTIFY THAT THIS SKETCH OF DESCRIPTION MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER GIGIT-6, FLORIDA ADMINISTRATIVE CODE. PURSUANT TO SECTION 472.027, FLORIDA STATUTES, SUBJECT TO THE QUALIFICATIONS NOTED HEREON.

KEITH AND SCHNARS P.A.
ENGINEER'S PLANNERS SMEWEYORS?

BY:
A.M. LEDOWICK P.S.M.
FLORIDA REGISTRATION NO. 4105

N.V.A.L. LINE DEDICATION

SKETCH OF DESCRIPTION

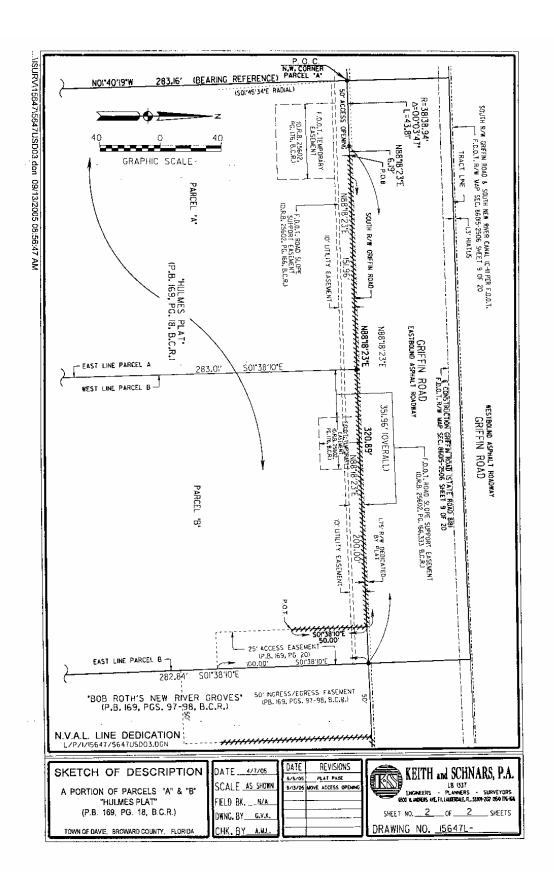
A PORTION OF PARCELS "A" & "B" "HULMES PLAT" (P.B. 169, PG. 18, B.C.R.)

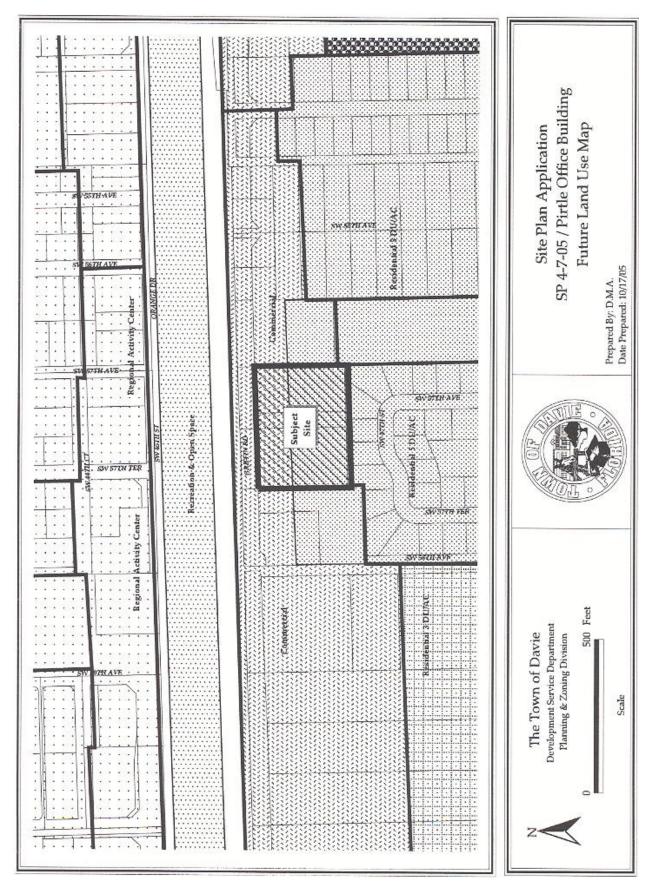
TOWN OF DAVIE, BROWARD COUNTY. FLORIDA

DATE REVISIONS DATE 4/7/05 5/5/05 PLAT PAGE SCALE AS SHOWN FIELD BK, N/A DWNG, BY\_\_\_\_G.V.K.

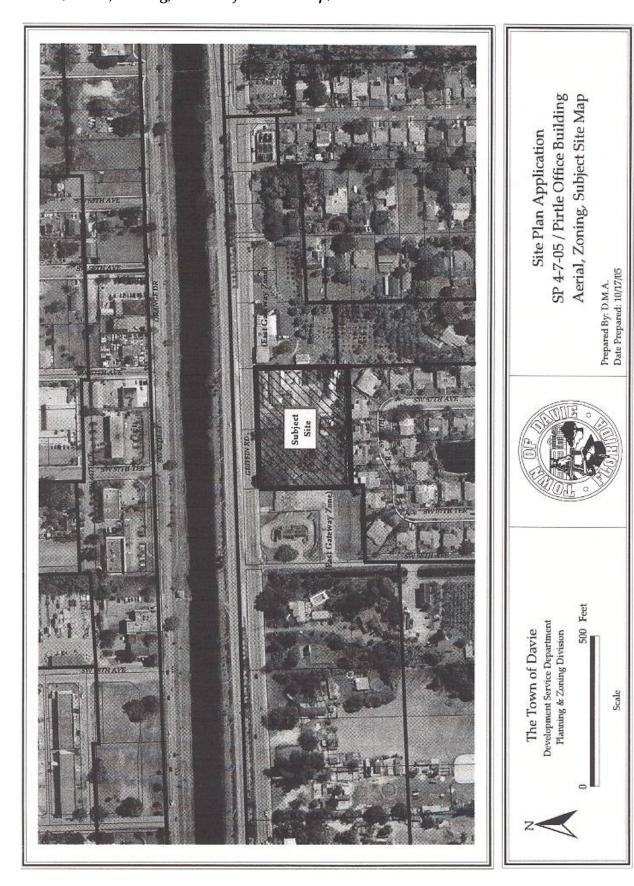
KEITH and SCHNARS, P.A. LO 1337
FINCREERS - PLANNERS - SURVEYORS
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